

## Message Text

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C O N F I D E N T I A L SECTION 1 OF 5 VIENNA 2758

E.O. 11652: GDS

TAGS: PFOR, CY, TU, GR, AU

SUBJECT: CYPRUS NEGOTIATIONS IN VIENNA: GREEK CYPRIOT CON-  
STITUTIONAL "DOCUMENT"

1. GREEK CYPRIOT NEGOTIATOR PAPADOPOULOS PUT TWO  
DOCUMENTS ON THE TABLE AT THE APRIL 6 INTERCOMMUNAL SESSION  
IN VIENNA. THE FIRST WAS ENTITLED "BASIC PRINCIPLES WHICH  
SHOULD GOVERN THE CONSTITUTIONAL STRUCTURE OF THE FEDERAL  
REPUBLIC OF CYPRUS". THE SECOND WAS CALLED "POWERS OF THE  
FEDERAL GOVERNMENT AND OF REGIONAL ADMINISTRATION".

2. PAPADOPOULOS DESCRIBED THE TWO DOCUMENTS AS BEING SIMILAR  
TO THE GREEK CYPRIOT PROPOSALS OF 1976 AND AS DESIGNED, NOT  
AS COUNTER-PROPOSALS TO THE TURKISH CYPRIOT DOCUMENTS INTRO-  
DUCED LAST WEEK, BUT AS ILLUSTRATIVE OF WHAT HIS GOVERNMENT  
FELT THE DIVISION OF AUTHORITY BETWEEN CENTRAL AND REGIONAL  
ADMINISTRATIONS WOULD HAVE TO BE.

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3. BEGIN TEXT: POWERS OF THE FEDERAL GOVERNMENT AND OF  
REGIONAL ADMINISTRATION.

THE POWERS OF THE FEDERAL GOVERNMENT AND OF REGIONAL  
ADMINISTRATION IN THE FEDERAL REPUBLIC OF CYPRUS ARE  
ENUMERATED IN THE LISTS SET OUT HEREINBELOW.

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A. FEDERAL LIST

THE REPUBLIC (FEDERAL GOVERNMENT) SHALL EXERCISE POWER ON ALL MATTERS OTHER THAN THOSE SPECIFICALLY AND EXPRESSLY ASSIGNED TO ITS CONSTITUTENT MEMBERS (REGIONS). SUCH POWER COMPRISES ALL SUBJECTS HEREINAFTER ENUMERATED FOR THE PURPOSE OF ILLUSTRATION ONLY AND NOT EXHAUSTIVELY.

1. FOREIGN AFFAIRS.

FOREIGN AFFAIRS INCLUDES ALL MATTERS WHICH BRING THE REPUBLIC OR ITS CITIZENS INTO RELATION WITH ANY FOREIGN STATE OR ANY OTHER SUBJECT OF INTERNATIONAL LAW.

THERE SHALL BE DEEMED TO BE INCLUDED THEREIN, INTER ALIA, THE RECOGNITION OF STATES, DIPLOMATIC, CONSULAR, COMMERCIAL AND OTHER RELATIONS, THE CONCLUSION AND IMPLEMENTATION OF TREATIES AND OF ANY OTHER INTERNATIONAL OBLIGATIONS, THE DECLARATION OF WAR AND THE CONCLUSION OF PEACE, AND THE PARTICIPATION IN ANY INTERNATIONAL ORGANIZATION AND CONFERENCE.

2. DEFENCE.

DEFENCE INCLUDES ALL MATTERS RELATING TO THE PROTECTION AND DEFENCE OF THE REPUBLIC AND ANY PART THEREOF AGAINST ANY THREAT EITHER FROM OUTSIDE OR FROM WITHIN OR AGAINST ANY CALAMITY.

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THERE SHALL BE DEEMED TO BE INCLUDED THEREIN, INTER ALIA, THE RAISING, TRAINING AND MAINTAINING OF THE NECESSARY ARMED OR OTHER FORCES, THE ESTABLISHMENT AND MAINTENANCE OF BASES AND ANY DEFENCE WORKS, THE CONTROL OF WEAPONS, EXPLOSIVES, MUNITIONS AND WAR MATERIALS, THE TAKING OF ALL MEASURES NECESSARY FOR THE PROSECUTION OF WAR, THE RESTORATION OF PEACE, THE MEETING OF ANY CALAMITY, AND THE SECURING OF THE ESSENTIALS FOR THE WELL-BEING OF THE COMMUNITY AND THE RE-ADJUSTMENT OF ITS ECONOMIC LIFE.

IT SHOULD BE NOTED, HOWEVER, THAT THE GREEK CYPRIOT SIDE SUPPORTS THE FULL DEMILITARIZATION OF CYPRUS.

3. SECURITY.

SECURITY INCLUDES ALL MATTERS RELATING TO PEACE, ORDER AND GOOD GOVERNMENT THROUGHOUT THE REPUBLIC.

THERE SHALL BE DEEMED TO BE INCLUDED THEREIN, INTER ALIA, THE RAISING, MAINTENANCE AND DISTRIBUTION OF THE NECESSARY SECURITY FORCES, ANY MATTERS PERTAINING TO WEAPONS, AMMUNITIONS AND EXPLOSIVES, THE DECLARATION OF A STATE OF EMERGENCY THROUGHOUT THE REPUBLIC OR IN ANY PART THEREOF, AND THE REGULATION OF ANY MATTER RELATING THERETO.

4. CRIMINAL, PUBLIC AND CIVIL LAW AND PROCEDURE.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO THE DETERMINATION OF THE SCOPE AND CONTENT OF THE CRIMINAL, PUBLIC AND CIVIL LAW OF THE REPUBLIC, AND THE RULES OF EVIDENCE AND OF PRACTICE AND PROCEDURE APPLICABLE IN CRIMINAL, PUBLIC AND CIVIL LAW PROCEEDINGS.

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5. ADMINISTRATION OF JUSTICE.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO THE ADMINISTRATION OF JUSTICE, THE CONSTITUTION, ORGANIZATION AND JURISDICTION OF THE SUPREME COURT (WHICH SHALL INCLUDE ORIGINAL JURISDICTION TO HEAR DISPUTES BETWEEN THE REGIONS THEMSELVES AND BETWEEN THE REGIONS AND THE FEDERAL GOVERNMENT AND APPELLATE JURISDICTION FROM THE FEDERAL AND REGIONAL COURTS) AND OF SUCH OTHER FEDERAL COURTS AND TRIBUNALS

AS MAY BE NECESSARY FOR THE ADMINISTRATION OF JUSTICE,  
THE PERSONS ENTITLED TO PRACTISE BEFORE THE COURTS,  
AND THE COMPOSITION AND MODE OF ENFORCEMENT OF THE  
JUDGMENTS AND DECISIONS OF COURTS AND TRIBUNALS.

6. CITIZENSHIP, ALIENS, IMMIGRATION, EMIGRATION AND  
EXTRADITION (INCLUDING PASSPORTS AND VISAS).

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS  
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RELATING TO CITIZENSHIP OF THE REPUBLIC (AND THE  
ACQUISITION OF ANY FOREIGN CITIZENSHIP), TO ALIENS,  
THEIR NATURALISATION AND THEIR CONTROL, SUCH AS THE  
ENTRY AND STAY IN THE REPUBLIC AND THE ACQUISITION OF  
PROPERTY BY THEM, THE MOVEMENT OF PERSONS IN AND OUT  
OF THE REPUBLIC AND THE CONDITIONS OF SUCH MOVEMENT,  
PASSPORTS AND VISAS, AND EXTRADITION.

7. TRADE, COMMERCE AND INDUSTRY.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS  
RELATING TO THE REGULATION OF TRADE AND COMMERCE IN THEIR  
INTERNATIONAL OR INTRA-REGIONAL ASPECTS OR IN SO FAR AS  
THEY CONCERN OR AFFECT THE INTERESTS OF THE REPUBLIC AS  
A WHOLE, THE FORMATION, REGISTRATION, REGULATION AND  
WINDING UP OF COMPANIES, PARTNERSHIPS AND ECONOMIC  
ASSOCIATIONS, THE REGULATION OF INDUSTRY, INCLUDING  
TOURISM, AND INDUSTRIAL UNDERTAKINGS.

8. SHIPPING, NAVIGATION (INCLUDING AIR NAVIGATION), PORTS  
AND TRANSPORT.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS  
RELATING TO SHIPPING, NAVIGATION (INCLUDING AIR NAVIGATION  
AND AIR TRAFFIC), THE DELIMITATION OF TERRITORIAL WATERS,  
PORTS AND AIRPORTS, TRANSPORT.

TRANSPORT ALSO INCLUDES THE CONSTRUCTION,  
MAINTENANCE AND CONTROL OF HIGHWAYS, MECHANICALLY  
PROPELLED VEHICLES, REGULATION OF TRAFFIC, CARRIAGE OF  
PASSENGERS AND GOODS BY LAND, SEA AND AIR, EXCEPT  
CARRIAGE OF PASSENGERS AND GOODS BY LAND SOLELY WITHIN  
THE LIMITS OF A REGION.

9. FEDERAL WORKS AND POWER (INCLUDING PUBLIC WORKS,  
ELECTRICITY, WATER AND OTHER PUBLIC UTILITY UNDERTAKINGS.  
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THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO ANY WORKS, EVEN THOUGH SITUATED WHOLLY WITHIN THE LIMITS OF A REGION, WHICH ARE AIMED AT SERVING THE INTERESTS OF THE INHABITANTS OF THE REPUBLIC AS A WHOLE, AND ANY WORKS RELATING TO NUCLEAR ENERGY AND ATOMIC POWER PLANTS.

10. MINES, FORESTS, FISHERIES AND OTHER NATURAL RESOURCES AND ENVIRONMENT.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO MINES, QUARRIES, MINERAL AND QUARRY MATERIALS GAS AND OIL, WATER (WHETHER SURFACE WATER OR NOT) AND GENERALLY ALL KINDS OF NATURAL RESOURCES (INCLUDING THE RESOURCES OF THE CONTINENTAL SHELF), FORESTS AND FOREST MATERIALS, FISHING AND FISHERIES, AND THE PROTECTION OF PRESERVATION OF THE ENVIRONMENT.

11. ANTIQUITIES.

12. CURRENCY, LEGAL TENDER AND COINAGE, WEIGHTS AND MEASURES, AS WELL AS COMPUTATION OF TIME, MONEY, BANKING, EXCHANGE CONTROL AND STOCK EXCHANGES.

13. POSTAL AND TELECOMMUNICATION SERVICES.

THIS HEADING INCLUDES, INTER ALIA, ALL MATERS RELATING TO POSTS AND TELECOMMUNICATIONS AND TO WIRELESS, BROADCASTING AND TELEVISION.

14. CUSTOMS (INCLUDING CUSTOMS AND EXCISE DUTIES).

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO CUSTOMS, AND CUSTOMS AND EXCISE DUTIES, THE UNITY OF THE CUSTOMS AND COMMERCIAL TERRITORY, THE  
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FREEDOM OF MOVEMENT OF GOODS, THE EXCHANGE OF GOODS AND PAYMENTS WITH FOREIGN COUNTRIES.

15. INDUSTRIAL PROPERTY (INCLUDING PATENTS, TRADE MARKS, BUSINESS NAMES, COPYRIGHTS).

16. BANKRUPTCY AND INSURANCE.

THIS HEADING INCLUDES, INTER ALIA, ALL MATERS

RELATING TO BANKRUPTCY AND INSOLVENCY AND INSURANCE OF ANY KIND.

17. FINANCE.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO THE ECONOMIC POLICY AND THE ADMINISTRATION OF THE FINANCE OF THE REPUBLIC, TO THE PREPARATION AND ADMINISTRATION OF THE FEDERAL BUDGET, TO THE RAISING OF MONEY BY ANY MODE OR SYSTEM OF TAXATION DIRECT (SUCH AS INCOME TAX, ESTATE DUTY, CORPORATION TAX, CAPITAL TAX, PROPERTY TAX) OR INDIRECT (SUCH AS CUSTOM AND EXCISE DUTIES ALREADY REFERRED TO UNDER HEADING 14 AND STAMP DUTIES), THE REGULATION OF TAXATION FOR THE WHOLE OF THE REPUBLIC, AND THE REGULATION OF THE RAISING OF MONEY BY BORROWING, THE MAKING OF GRANTS AND LOANS TO THE REGIONS, AND THE TAKING OF ALL MEASURES TO ENSURE THE UNIFORMITY OF TAXATION THROUGHOUT THE REPUBLIC.

18. LABOUR AND SOCIAL WELFARE.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO THE REGISTRATION, OPERATION AND DISSOLUTION OF TRADE UNIONS, THE PROMOTION OF EMPLOYMENT, WAGE, TRADE AND PRODUCTIVITY STANDARDS AND THE ADVANCEMENT OF GOOD LABOUR RELATIONS; INSTITUTIONS AND MACHINERY FOR THE SOLUTION OF LABOUR DISPUTES IN THE FEDERAL SERVICE

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OR IN FIELDS AFFECTING THE SUPPLY OF SERVICES AND THE WELL-BEING OF THE INHABITANTS OF THE REPUBLIC AS A WHOLE THE ESTABLISHMENT OF INSTITUTIONS FOR, AND THE REGULATION OF, TRAINING OF LABOUR, THE SAFETY OF EMPLOYEES, THE ESTABLISHMENT, OPERATION, REGULATION AND FINANCING OF FEDERAL SCHEMES OF SOCIAL INSURANCE, PENSION SCHEMES AND THE SETTING OF STANDARDS AND CONTROL OF PROVIDENT FUND SCHEMES.

19. PROFESSIONS AND PROFESSIONAL ASSOCIATIONS.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS CONCERNING FORMALITIES, CONDITIONS OR RESTRICTIONS RELATING TO THE QUALIFICATIONS REQUIRED FOR THE EXERCISE OF ANY PROFESSION OR THE PARTICIPATION IN ANY PROFESSIONAL ASSOCIATIONS, AND STANDARDS REQUIRED FOR THE OBTAINING

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SS-15 USIA-06 OMB-01 ACDA-07 /079 W  
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FM AMEMBASSY VIENNA  
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QUALIFICATIONS FROM INSTITUTIONS OF HIGHER LEARNING  
IN THE REPUBLIC.

20. MOVABLE AND IMMOVABLE PROPERTY (INCLUDING NON-PRIVATELY  
OWNED PROPERTIES).

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING  
TO OWNERSHIP, TENURE, REGISTRATION AND VALUATING TOWN AND  
COUNTRY PLANNING, AS WELL AS COMPULSORY ACQUISITION AND  
REQUISITION OF PROPERTY.

21. PRISONS.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO THE  
ESTABLISHMENT, MAINTENANCE AND REGULATION OF PENITEN-  
TIARIES, PRISONS AND OTHER CORRECTIONAL INSTITUTIONS.

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22. ESTABLISHMENT OF FEDERAL AUTHORITIES AND OTHER FED-  
ERAL AGENCIES.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO

THE ESTABLISHMENT AND MAINTENANCE OF SUCH FEDERAL AUTHORITIES AND AGENCIES AS MAY BE NECESSARY, INCLUDING THE ESTABLISHMENT AND REGULATION OF THE FEDERAL PUBLIC SERVICE AND THE QUALIFICATIONS AND DUTIES OF PERSONS TO BE ADMITTED TO SUCH SERVICE.

23. PUBLIC HEALTH.

THIS HEADING INCLUDES, INTER ALIA, ALL MATTERS RELATING TO THE PROTECTION OF PUBLIC HEALTH IN THE REPUBLIC, EXCLUSIVE OF LOCAL SANITATION AND FIRST AID SERVICES, TO THE REGULATION OF STANDARDS FOR HOSPITALS, NURSING HOMES AND OTHER SIMILAR INSTITUTIONS, TO DRUGS AND POISONS, FOODSTUFFS, DISEASES AND QUARANTINE.

24. AGRICULTURE.

THIS HEADING INCLUDES, INTER ALIA, AGRICULTURAL POLICY IN THE INTERESTS OF THE REPUBLIC AS A WHOLE, AGRICULTURAL RESEARCH, PROTECTION AGAINST PESTS AND PREVENTION OF PLANT AND ANIMAL DISEASES.

25. MATTERS INCIDENTAL OR SUPPLEMENTAL TO THE EXECUTION OF ANY POWER VESTED IN THE FEDERATION.

26. ANY OTHER MATTER NOT EXPLICITLY ASSIGNED TO THE REGIONS

THE ABSTINENCE OF THE FEDERAL GOVERNMENT FROM LEGISLATION TO THE FULL LIMITS OF ITS POWERS SHALL NOT HAVE THE EFFECT OF TRANSFERRING TO ANY REGIONAL LEGISLATURE ANY POWER WHICH HAS BEEN ASSIGNED TO THE FEDERAL GOVERNMENT BY THE FEDERAL LEGISLATURE.

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B. REGIONAL LIST

THE POWERS OF A REGIONAL ADMINISTRATION SHALL EXTEND TO ALL MATTERS EXPRESSLY AND SPECIFICALLY PROVIDED HEREINAFTER.

1. ORGANIZATION AND ADMINISTRATION.

THIS HEADING RELATES TO ALL MATTERS CONCERNING THE STRUCTURE AND ORGANIZATION OF THE GOVERNMENT OF THE REGION AND THE ADMINISTRATION THEREIN.

2. IMPLEMENTATION OF FEDERAL LEGISLATION.

THIS HEADING RELATES TO THE IMPLEMENTATION OF ALL FEDERAL LEGISLATION INsofar AS IT APPLIES TO THE REGION,

WHERE SUCH IMPLEMENTATION IS EXPRESSLY ENTRUSTED TO THE REGION  
BY SUCH FEDERAL LEGISLATION.

3. LOCAL GOVERNMENT.

THIS HEADING RELATES TO THE STRUCTURE AND ORGANIZATION  
OF LOCAL GOVERNMENT AND ITS FUNCTIONING WITHIN THE REGION.

4. PUBLIC ORDER.

THIS HEADING RELATES TO SUCH MATTERS CONCERNING THE MAIN-  
TENANCE OF PUBLIC ORDER AND SECURITY AS ARE OF A PURELY  
LOCAL AND REGIONAL NATURE.

5. OFFENCES UNDER REGIONAL LAWS.

THIS HEADING RELATES TO THE MAKING OF PROVISION FOR THE  
CREATION OF OFFENCES FOR CONTRAVENTIONS OF REGIONAL LAWS AND  
THE IMPOSITION OF PUNISHMENT THEREFORE.

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6. POLICE.

THIS HEADING RELATES TO THE ORGANIZATION AND MAINTENANCE  
OF LOCAL POLICE FOR THE ENFORCEMENT OF REGIONAL LAWS IN  
THE REGION.

7. ADMINISTRATION OF JUSTICE.

THIS HEADING RELATES TO THE CONSTITUTION, ORGANIZATION AND  
JURISDICTION OF ALL REGIONAL COURTS OF CRIMINAL AND CIVIL  
JURISDICTION, INCLUDING THE PRACTICE AND PROCEDURE IN PRO-  
CEEDINGS BEFORE SUCH COURTS, PROVIDED THAT A FINAL APPEAL  
SHALL ALWAYS LIE FROM THE JUDGMENTS OR DECISIONS OF SUCH COURTS  
TO THE FEDERAL SUPREME COURT.

8. TRADE, COMMERCE AND INDUSTRY.

THIS HEADING RELATES TO ALL MATTERS CONCERNING THE REGULATION  
OF TRADE, COMMERCE AND INDUSTRY WITHIN THE REGION, OF A  
PURELY LOCAL AND REGIONAL NATURE.

9. TRANSPORTATION.

THIS HEADING RELATES TO THE CARRIAGE OF PASSENGERS AND GOODS  
BY LAND SOLELY WITHIN THE LIMITS OF THE REGION, THE CONSTRUCTION  
OF REGIONAL ROADS WITHIN THE REGION AND THE CONTROL OF TRAFFIC  
THEREIN.

10. REGIONAL WORKS.

THIS HEADING RELATES TO ALL MATTERS CONCERNING ANY WORKS OF A PURELY LOCAL AND REGIONAL NATURE OTHER THAN WORKS WHICH, THOUGH SITUATED WITHIN THE REGION, ARE CARRIED OUT BY THE FEDERAL GOVERNMENT.

11. FORESTS.  
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THIS HEADING RELATES TO MATTERS CONCERNING FORESTS ASSIGNED TO THE REGION, AND THEIR CONTROL, CONSERVATION, PROTECTION AND DEVELOPMENT.

12. PRODUCERS' AND CONSUMERS' CO-OPERATIVES AND CREDIT ESTABLISHMENTS.

THIS HEADING RELATES TO THE STRUCTURE AND ORGANIZATION OF CO-OPERATIVES AND CREDIT ESTABLISHMENT, THEIR FUNCTIONING AND SUPERVISION.

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SS-15 USIA-06 OMB-01 ACDA-07 /079 W  
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FM AMEMBASSY VIENNA

TO SECSTATE WASHDC PRIORITY 1338

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13. CHARITABLE AND SPORTING ORGANIZATIONS.

THIS HEADING RELATES TO THE STRUCTURE AND ORGANIZATION OF CHARITABLE AND SPORTING ORGANIZATIONS, THEIR FUNCTIONING AND SUPERVISION WITHIN THE REGION.

14. CULTURAL AND EDUCATIONAL AFFAIRS.

THIS HEADING RELATES TO ALL MATTERS CONCERNING CULTURAL, TEACHING AND EDUCATIONAL AFFAIRS IN THE REGION, PROVIDED THAT THE MINORITY COMMUNITY WITHIN THE REGION SHALL BE AT LIBERTY TO ESTABLISH AND OPERATE ITS OWN SCHOOLS, WHICH SHALL BE OF A STANDARD NOT BELOW THE MINIMUM STANDARD REQUIRED FOR PUBLIC SCHOOLS IN THE REGION.

15. FINANCE.

THIS HEADING RELATES TO MATTERS CONCERNING THE CONFIDENTIAL

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RAISING OF MONEY BY WAY OF RATES, TOLLS, LICENSING FEES, LOANS LOCALLY CONTRACTED AND LOTTERIES, AND THE RECEIVING OF GRANTS AND LOANS FROM THE FEDDRAL GOVERNMENT. SUCH MODE OF RECEIVING MONEY SHOULD NOT BE OF A DESTRUCTIVE OR PROHIBITIVE NATURE AND SHOULD NOT EXCEED A CEILING WHICH MAY BE FIXED BY A FEDERAL LAW.

16. LABOUR AND SOCIAL WELFARE.

THIS HEADING RELATES TO THE INSPECTION OF PLACES OF WORK AND TO REGINAL PROGRAMMES OF PUBLIC AND SOCIAL WELFARE.

17. PROFESSIONS AND TRADES.

THIS HEADING RELATES TO MATTERS CONCERNING THE RAISING OF REVVENUE BY LICENSING OF PERSONS POSSESSING THE QUALIFICATIONS REQUIRED UNDER FEDERAL LAW FOR CARRYING ON, EXERCISING AND PRACTISING ANY BUSINESS, TRADE, CALLING OR PROFESSION WITHIN THE REGION OTHER THAN THE LICENSING OF A CORPORATE BODY INCORPORATED UNDER FEDERAL LAW.

18. CORRECTIONAL INSTITUTIONS.

THIS HEADING RELATES TO REFORM SCHOOLS AND OTHER QUASI-EDUCATIONAL CORRECTIONAL INSTITUTIONS

FOR YOUNG PERSONS.

19. PUBLIC HEALTH

THIS HEADING RELATES TO ALL MATTERS CONCERNING  
THE PROTECTION OF PUBLIC HEALTH AND SANITATION WITHIN  
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THE REGION AND THE RUNNING OF HOSPITALS AND NURSING  
HOMES AND OTHER SIMILAR INSTITUTIONS.

20. AGRICULTURE.

THIS HEADING RELATES TO ALL MATTERS CONCERNING  
AGRICULTURE WITHIN THE REGION OF A PURELY LOCAL AND  
REGIONAL NATURE.

21. COMPULSORY ACQUISITION AND REQUISITION OF PROPERTY.

THIS HEADING RELATES TO ALL MATTERS CONCERNING  
THE COMPULSORY ACQUISITION AND REQUISITION OF PROPERTY  
WITHIN THE REGION, FOR SUCH PURPOSES OF PUBLIC BENEFIT  
OF A PURELY LOCAL AND REGIONAL NATURE ON SUCH TERMS  
AND IN ACCORDANCE WITH SUCH PROVISIONS, AS PROVIDED  
BY FEDERAL LAW.

2. SERVICES OF A LOCAL CHARACTER.

THIS HEADING RELATES TO SERVICES OF A PURELY  
LOCAL AND REGIONAL NATURE, SUCH AS FIRE BRIGADES,  
EXCEPT IN THE CAPITAL OF THE REPUBLIC, INSPECTION  
OF BOARDING HOUSES AND LODGING HOUSES, BURIAL AND  
CREMATION GROUNDS, POUNDS AND CATTLE TRESPASS, MARKETS  
AND FAIRS AND LICENSING OF THEATRES, CINEMAS AND  
OTHER PLACES OF PUBLIC ENTERTAINMENT.

23. MATTERS INCIDENTAL OR SUPPLEMENTAL TO THE EXECUTION  
OF ANY POWER VESTED IN THE REGION.

24. MATTERS ASSIGNED BY THE FEDERAL GOVERNMENT TO THE  
REGIONS.

THIS HEADING RELATES TO MATTERS WHICH MAY BE  
ASSIGNED SPECIFICALLY BY FEDERAL LAW TO THE REGIONS,  
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THOUGH NOT EXPRESSLY ENUMERATED IN THIS LIST.

IF A REGION PURPORTS TO EXERCISE COMPETENCE ON A  
MATTER NOT SPECIFICALLY AND EXPRESSLY VESTED IN THE REGION  
THE EXERCISE OF SUCH COMPETENCE SHALL BE VOID.

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FM AMEMBASSY VIENNA

TO SECSTATE WASHDC PRIORITY 1339

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AMEMBASSY ATHENS PRIORITY

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BASIC PRINCIPLES WHICH SHOULD GOVERN THE  
CONSTITUTIONAL STRUCTURE OF THE FEDERAL  
REPUBLIC OF CYPRUS

1. THE FEDERAL REPUBLIC OF CYPRUS (HEREINAFTER REFERRED TO  
AS "THE FEDERAL REPUBLIC") SHALL BE AN INDEPENDENT, SOVERIGN,  
NON-ALIGNED, BI-COMMUNAL FEDERAL REPUBLIC CONSISTING OF THE  
GREEK CYPRIOT REGION AND THE TURKISH CYPRIOT REGION (HERE-  
INAFTER REFERRED TO AS "THE REGIONS").

2. THE TERRITORY OF THE FEDERAL REPUBLIC CONSTITUTES A SINGLE  
AND INDIVISIBLE WHOLE AND SHALL CONSIST OF THE TERRITORIES  
OF THE REGIONS. THE STATE POWER OF THE FEDERAL REPUBLIC SHALL  
BE EXERCISED THROUGHOUT THIS TERRITORY ON ALL PERSONS THEREIN.

3. (1) THE PEOPLE OF THE FEDERAL REPUBLIC SHALL COMPRISE THE  
PEOPLE OF THE REGIONS. THERE SHALL BE ONE SOLE CITIZENSHIP FOR

THE WHOLE OF THE FEDERAL REPUBLIC.

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(2) EVERY CITIZEN SHALL ENJOY AND EXERCISE HIS POLITICAL RIGHTS, INsofar AS THE FEDERAL GOVERNMENT IS CONCERNED, IRRESPECTIVE OF HIS PLACE OF RESIDENCE IN THE REPUBLIC. THE EXERCISE BY A CITIZEN OF POLITICAL RIGHTS WITH RESPECT TO THE ADMINISTRATION OF THE REGION IN WHICH HE RESIDES SHALL BE REGULATED BY CONSTITUTIONAL ARRANGEMENTS.

4. THE FEDERAL REPUBLIC SHALL BE THE SOLE SUBJECT OF INTERNATIONAL LAW, TO THE EXCLUSION OF THE REGIONS.

5. THE FEDERAL REPUBLIC SHALL FORM A SINGLE ECONOMIC UNITY.

6. THE CONSTITUTIONAL ORDER IN THE REGIONS SHALL CONFORM WITH THE FEDERAL CONSTITUTION AND THE PRINCIPLES OF REPUBLICAN AND DEMOCRATIC GOVERNMENT BASED ON THE RULE OF LAW.

7. IN THE FEDERAL REPUBLIC, AND THROUGHOUT ITS TERRITORY, THE FUNDAMENTAL RIGHTS AND LIBERTIES SAFEGUARDED BY PART II OF THE CONSTITUTION OF THE REPUBLIC OF CYPRUS OF 1960, BY THE EUROPEAN CONVENTION FOR THE PROTECTION OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS AND ITS PROTOCOLS, AND BY THE UNITED NATIONS INTERNATIONAL COVENANTS ON HUMAN RIGHTS SHALL CONTINUE TO APPLY, INCLUDING FREEDOM OF MOVEMENT, FREEDOM OF SETTLEMENT, AND RIGHT OF PROPERTY.

8. THE GENERAL RULES OF PUBLIC INTERNATIONAL LAW ARE AN INTEGRAL PART OF THE FEDERAL LAW. THEY SHALL TAKE PRECEDENCE OVER THE DOMESTIC LAW AND SHALL DIRECTLY CREATE RIGHTS AND DUTIES FOR THE INHABITANTS OF THE TERRITORY OF THE FEDERAL REPUBLIC.

9. THE FORM OF GOVERNMENT OF THE FEDERAL REPUBLIC SHALL BE PRESIDENTIAL WITH A PRESIDENT AND A VICE-PRESIDENT, ELECTED BY UNIVERSAL SUFFRAGE IN SUCH A WAY AS MAY BE PROVIDED IN THE CONSTITUTION OR IN A LAW MADE THEREUNDER. IF A GREEK CYPRIOT IS ELECTED AS PRESIDENT THEN THE VICE-PRESIDENT SHALL BE A TURKISH CYPRIOT AND VICE VERSA.

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10.(1) THE PRESIDENT OF THE FEDERAL REPUBLIC SHALL BE THE HEAD, AND THE VICE-PRESIDENT OF THE REPUBLIC AND DEPUTY HEAD, OF THE FEDERAL REPUBLIC.

(2) IN CASE OF ABSENCE OR INABILITY OF THE PRESIDENT HIS POWERS SHALL BE EXERCISED BY THE VICE-PRESIDENT.

11.(1) THE LEGISLATIVE POWER OF THE FEDERAL REPUBLIC SHALL BE EXERCISED BY TWO LEGISLATIVE BODIES, THE ONE CALLED "THE FEDERAL COUNCIL", REPRESENTING THE REGIONS, AND THE OTHER CALLED "THE HOUSE OF REPRESENTATIVES", REPRESENTING THE PEOPLE.

(2) THE MEMBERS OF THE FEDERAL COUNCIL SHALL BE ELECTED IN EACH REGION BY UNIVERSAL SUFFRAGE AND THE MEMBERS OF THE HOUSE OF REPRESENTATIVES SHALL BE ELECTED BY UNIVERSAL SUFFRAGE BY THE PEOPLE AS A WHOLE.

(3) THE REPRESENTATION OF THE REGIONS IN THE FEDERAL COUNCIL AND THE REPRESENTATION OF THE PEOPLE IN THE HOUSE OF REPRESENTATIVE SHALL, SUBJECT TO PARAGRAPH 18, BE REGULATED BY THE CONSTITUTION.

(4) THE FUNDAMENTAL PRINCIPLES OF PARLIAMENTARY PROCEDURE AND ESPECIALLY THE DELAYING POWERS OF THE FEDERAL COUNCIL, OF THE ELECTORAL LAW AND OF ANY LAW RELATING TO THE FEDERAL COURTS SHALL BE PROVIDED IN THE CONSTITUTION.

(5) ANY AMENDMENT OF THE FEDERAL CONSTITUTION SHALL REQUIRE A SPECIAL MAJORITY OF THE MEMBERS REPRESENTING THE TWO REGIONS IN THE FEDERAL COUNCIL.

12.(1) THE LEGISLATIVE POWER OF THE FEDERAL REPUBLIC SHALL BE CONTAINED IN THE FEDERAL LIST AND THAT OF THE REGIONS IN THE REGIONAL LIST.

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(2) THE RESIDUAL POWER SHALL VEST IN THE FEDERAL REPUBLIC.

(3) IN CASE OF ANY CONFLICT BETWEEN A FEDERAL LAW AND A REGIONAL LAW THE FEDERAL LAW SHALL PREVAIL.

13.(1) THE EXECUTIVE POWER OF THE FEDERAL REPUBLIC SHALL BE EXERCISED BY THE PRESIDENT OF THE REPUBLIC, WHO FOR THIS PURPOSE SHALL HAVE A COUNCIL OF MINISTERS.

(2) THE COMPOSITION OF THE COUNCIL OF MINISTERS AND ITS FUNCTIONS SHALL BE PROVIDED BY THE CONSTITUTION.

14.(1) THE JUDICIAL POWER OF THE FEDERAL REPUBLIC SHALL BE EXERCISED BY THE FEDERAL SUPREME COURT AND THE FEDERAL COURTS SUBORDINATE THERETO.

(2) THE FEDERAL SUPREME COURT SHALL BE THE CONSITTUTIONAL COURT OF THE REPUBLIC AND THE FINAL APPELLATE COURT IN THE REPUBLIC.

(3) THE COMPOSITION AND JURISDICTION OF THE FEDERAL COURTS SHALL BE REGULATED BY THE CONSTITUTION AND BY A LAW MADE THEREUNDER.

15. THE FEDERAL INDEPENDENT OFFICERS OF THE REPUBLIC, NAMELY THE FEDERAL ATTORNEY-GENERAL, THE FEDERAL AUDITOR-GENERAL, THE GOVERNOR OF THE ISSUING BANK AND THE FEDERAL ACCOUNTANT-GENERAL, AND THEIR DEPUTIES, AS WELL AS THEIR RESPECTIVE FUNCTIONS, SHALL BE PROVIDED FOR IN THE CONSTITUION.

16. EVERY CITIZEN OF THE REPUBLIC SHALL BE EQUALLY ELIGIBLE TO BE APPOINTED TO ANY FEDERAL PUBLIC OFFICE.

17. THERE SHALL BE A FEDERAL PUBLIC SERVICE COMMISSION THE COMPOSITION AND FUNCTIONS OF WHICH SHALL BE REGULATED BY THE CONSTITUION.

18. THE PARTICIPATION OF THE TWO COMMUNITIES IN THE FEDERAL CONFIDENTIAL

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COUNCIL, IN THE HOUSE OF REPRESENTATIVES, IN THE COUNCIL OF MINISTERS, IN THE FEDERAL SUPREME COURT, IN THE PUBLIC SERVICE COMMISSION, IN THE HIGHEST FEDERAL ORGANS AND IN THE PUBLIC SERVICE SHALL BE PROPORTIONATE TO THE RATIO OF THE POPULATION, SUBJECT TO EQUITABLE SAFEGUARDS ON CERTAIN SPECIFIC MATTERS.

6TH APRIL, 1977.MEEHAN

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Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
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